

*H. Great Britain in 1848 - House of*

A *B. H. d.*

Compleat COLLECTION  
OF THE  
STANDING ORDERS  
OF THE  
HOUSE of LORDS  
In ENGLAND.

*M. V. 27 N.*  
Extracted from, and Compared with, the  
JOURNALS of the said HOUSE.

Very Useful for All, but more particularly  
the NOBILITY, GENTRY, and all  
Others concerned in the LAWS of *Great*  
*Britain and Ireland.*

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*Published by the Editor of the Parliamentary Debates*  
*in England, as a proper Supplement to the same.*

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L O N D O N,  
Printed in the Year M, DCC, XLVIII.

*14*







# REMEMBRANCES

FOR

## Order and Decency,

*To be kept in the Upper House of Parliament, by the LORDS, when His MAJESTY is not there, leaving the Solemnity, belonging to His MAJESTY's Coming, to be marshalled by those LORDS, to whom it more properly appertains.*

**F**IRST, therefore, the Lords are  
to sit in the same Order, as is  
prescribed by the Act of Par-  
liament, except that the Lord Chancellor

I.  
*The  
Sitting  
of the  
Lords.*



fitteth on the Woolfack, as Speaker to the House.

II.  
*Speaker  
of the  
House.*

THE Lord Chancellor, when he speaks to the House, is always to speak uncovered ; and is not to adjourn the House, or do any thing else as Mouth of the House, without the Consent of the Lords first had ; excepting the ordinary thing about Bills, which are of Course, wherein the Lords may likewise over-rule, as for preferring one Bill before another, and such like. And in Case of Difference among the Lords, it is to be put to the Question : And if the Lord Chancellor will speak to any thing Particularly, he is to go to his own Place, as a Peer.

*Die*



# HOUSE of LORDS.

3

*Die Sabati 9 Junii 1660.*

ORDERED by the Lords in Parliament assembled, That it is the Duty of the Lord Chancellor, or the Lord-Keeper of the Great-Seal of England, ordinarily to attend the Lords House of Parliament. And that in case the Lord Chancellor, or Lord-Keeper of the Great-Seal, be absent from the House of Peers, and that there be none authorized under the Great-Seal from the King to supply that Place in the House of Peers, the Lords may then choose their own Speaker during that Vacancy.

III.  
*If none appointed by the King, the Lords may chuse one.*

THE Judges and such of the King's Privy-Council (as are called by Writ to attend) sitting by, are not to be covered

IV.  
*Attendants.*



covered until the Lords give them Leave; which they ordinarily signify by the Lord Chancellor: And they being there appointed to attend the House, are not to speak, or deliver any Opinion, until it be required, and they be admitted so to do by the major Part of the House, in case of Difference.

V.  
*King's  
Counsel.*

THE Learned Counsel, &c. are likewise to attend on the Woolfacks, but are never covered.

VI.  
*Assist-  
ants.*

THOSE of His Majesty's Privy Council, who are, or shall be called by His Majesty's Writ, as the Judges are, are to be used with the same Respect the Judges are, which is not to be covered until they shall be admitted so to do by the Lords.

AFTER



AFTER the issuing the Writ of VII.  
Summons, if the Parliament be pro-<sup>Proro-</sup>  
rogued to any further Day than was <sup>guing</sup>  
appointed for the Meeting thereof by <sup>the Par-</sup>  
the Writ of Summons, it is done by <sup>liament,</sup>  
Writ, which is directed, to both the <sup>before</sup>  
Houses; and in that Case the Lower <sup>and after</sup>  
House is to be called in, and to stand <sup>the first</sup>  
uncovered below the Bar, but not be- <sup>Meeting.</sup>  
fore the Lords be all set; who sitting,  
and being all covered, the Lord Chan-  
cellor uses some Words unto them,  
to let them know the Cause of their  
Meeting, which he doth uncovered,  
in respect he speaks to the Lords as  
well as the Commons; and after the  
Writ read, the Parliament is accord-  
ingly Prorogued. But when the Par-  
liament is Prorogued at any Time af-  
ter the first Meeting thereof, such  
Prorogation



Prorogation is not to be by Writ, but by Commission directed unto some of the Lords of the Upper House; and the Lord Chancellor first acquainting the House, with the Purport of such Commission, the Lords authorized thereby, or so many of them as are necessary, being in their Robes and seated on a Form placed between the Throne and the Woofsack, are to command the Usher of the Black Rod to let the Commons know the Lords Commissioners desire their immediate Attendance in the House of Peers, to hear the Commission read: And the Commons being come up to the Bar of this House, and standing uncovered, the Commission is to be read by the Clerk; after which the Parliament is to be

Prorogued



## HOUSE *of* LORDS.

7

Prorogued in such Manner, and to such Time as is commanded by the said Commission.

AT the Beginning of a Parliament, VIII.  
after Prayers said, and the Lord Chan- *Proceed-*  
cellor shall have taken the Oaths, ap- *ings up-*  
pointed to be taken in Lieu of the *on open-*  
abrogated Oaths of Supremacy and *ing the*  
Allegiance, and made, repeated, and *Parlia-*  
subscribed the Declaration, and taken *ment.*  
and subscribed the Oath of Abjura-  
tion according to the several Acts of  
Parliament made for those Purposes;  
The Certificate of the Clerk of the  
Crown, of the Return of the Sixteen  
Peers, who, for that Part of *Great*  
*Britain* called *Scotland*, shall be cho-  
sen, summoned and certified to sit  
and vote in the House of Peers in

B

the



the Parliament of *Great Britain*, shall be read; and then all the Peers and Lords of Parliament present, shall in like Manner take, make and subscribe the said Oaths and Declaration; after which some Bill (*pro forma*) is to be read: which being done, the Lord Chancellor is to report His Majesty's Speech from the Throne, and then the Committee of Privileges, is to be appointed. And at the Beginning of every other Session, during the same Parliament, after Prayers said, some Bill (*pro forma*) is to be read, His Majesty's Speech reported, and the Committee of Privileges appointed.

IX.  
*Peers-  
Box.*

EVERY Lord that comes after Prayers, if he be a Baron or Bishop, is to pay one Shilling; and if he be  
of



of any Degree above, two Shillings for the Poor: but every Lord who comes not at all, and makes not his just Excuse, is to pay five Shillings for every Day's Absence.

BEFORE the House sit, so much <sup>X.</sup>  
 Respect is to be had to that Room *House*  
 as none but Members of the House *Respect*  
 ought to be covered there, not so *to be*  
 much as the Eldest Son of any Peer *shewed*  
 whatsoever, unless he be called by *to it.*  
 Writ, Neither is any other Person to *No pri-*  
 stay there, or any Attendant of any *vate Per-*  
 Nobleman but whilst he brings in his *son to stay*  
 Lord, and then he is to retire himself. *in it.*

WHEN the House is sat, every <sup>XI.</sup>  
 Lord that shall enter, is to give and *House*  
 receive Salutations from the rest, and *sitting.*  
 not to sit down in his Place unless



he hath made an Obeysance to the Cloth of Estate.

XII. *Writs mistaken.* IF there be any Difference in the Form or Style of the Writs from the Antient, it is to be examined how it came to pass.

XIII. *Order in the House* THE Lords in the Upper House are to keep their Dignity and Order in fitting, as much as may be, and not remove out of their Places without just Cause, to the Hinderance of others that sit near them, and Disorder of the House: But when they must needs go cross the House, from one Side to the other, they are to make Obeysance to the Cloth of Estate.

XIV. *Speech in the House* WHEN any Lords speak, they Address their Speech to the rest of the Lords in general.

To



To prevent Misunderstanding, and XV.  
for avoiding of offensive Speeches, *Asperity*  
when Matters are debating either in *of Speech.*  
the House or at Committees, it is  
for Honour Sake thought fit and so  
ordered, That all personal, sharp, or  
taxing Speeches be forborn ; and  
whosoever answereth another Man's  
Speech, shall apply his Answer to the  
Matter without Wrong to the Person.  
And as nothing Offensive is to be  
spoken, so nothing is to be ill taken,  
if the Party that speaks it shall pre-  
sently make a fair Exposition or clear  
Denial of the Words that might bear  
any ill Construction. And if any  
Offence be given in that Kind, as  
the House it self will be very sensible  
thereof, so it will sharply Censure the  
Offender,



Offender, and give the Party offended a fit Reparation, and a full Satisfaction.

*Per Ord. 12 & 13 Junii 1626.*

*Die Lunæ 9 Augusti 1641. Post Meridiem.*

XVI.  
*Quarrels  
to pre-  
vent.*

IT is this Day Ordered, by the Lords in Parliament, for avoiding of all Mistakes, Unkindnesses, or other Differences, which may grow to Quarrels tending to the Breach of Peace; That if any Lord shall conceive himself to have received any Affront or Injury from any other Member of the House, either in the Parliament-House, or at any Committee, or in any of the Rooms belonging to the Lords House of Parliament, he shall Appeal to the Lords in Parliament for his Reparation; which if he shall

not



not do, but occasion or entertain Quarrels, declining the Justice of the House, then the Lord that shall be found therein Delinquent, shall undergo the severe Censure of the House of Parliament. And this Order is to be added to the standing Orders of this House.

*Die Veneris 9 Januarii 1673.*

IT is this Day Ordered and Declared, by the Lords Spiritual and Temporal in Parliament assembled, That when a Question hath been entirely put by the Speaker, no Lord is to speak against the Question before Voting. And it is further Ordered, That this Rule be entered into the Roll of the standing Orders of this House.

*Die*

XVII.  
*No  
Speaking  
after the  
Question  
is entire-  
ly put.*



*Die Mercurii 30 Martii 1670.*

XVIII. ORDERED, That if any Lord  
*Lords not to discourse together, whilst the House is upon Business.* have occasion to speak with another Lord in this House, while the House is sitting, they are to go together below the Bar, or else the Speaker is to stop the Business in Agitation. And that this Order be annexed to the Roll of the standing Orders of this House.

XIX. No Lord is to speak twice to any  
*No Lord to speak twice to one Matter, without Leave* Bill at one Time of Reading it, or any other Proposition, unless it be to explain himself in some material Point of his Speech, but no new Matter; and that not without the Leave of the House first obtained. Every Lord speaks standing and uncovered, and



and names not Members of the House commonly by their Names, but the Lord that spake last, last but one, last but two, &c. or some other Note of Distinction.

IN Voting, the lowest, after the Question is put by the Lord Chancellor, begins first, and every Lord in his Turn rises uncovered, and only says, *Content*, or not *Content*. XX.  
*Manner of Voting in the House.*

*Die Lunæ 13 Martii 1670.*

ORDERED, That after a Question is put, and the House hath voted thereupon, no Lord is to depart out of his Place, unless upon a Division of the House, until the House have entered on some other Business. And that this Order be added to XXI.  
*Lords to keep their Places upon Voting.*

C the



the Roll of the standing Orders of  
this House.

*Die Mercurii 25 Nov. 1691.*

XXII. *RESOLVED* upon the Question,  
*Contents*, that for the future, when there shall  
*upon a*  
*Division*, be a Division in the House, upon  
*to go be-*  
*low the* any Question, the *Contents* shall go  
*Bar.* below the Bar, and the *Not Contents*  
stay within the Bar. And it is Or-  
dered, That this Resolution be add-  
ed to the Roll of standing Orders of  
this House.

XXIII. *Proceed-*  
*ing on*  
*Bills.* *BILLS* are seldom opposed at the  
first Reading, and are commonly com-  
mitted upon Motion, at the second  
Reading.

*Die*



*Die Martis 5 Maii 1668.*

UPON Report made by the Lord XXIV.  
Chamberlain, from the Committee of *Bills to  
be duly  
consider-  
ed.*  
the whole House, concerning the  
Bill for raising three Hundred and  
ten Thousand Pounds, by an Imposition on Wines and other Liquors;  
that in regard the said Bill being very  
long, and consisting of many Paragraphs, came from the House of  
Commons, so near the Time of Adjournment, he was commanded to  
Report it, as the Opinion of the  
Committee, that it might be enter'd  
into the Journal Book of this House,  
that there may be no such Argument  
hereafter used in this House, as  
was upon this Bill ( of Shortness of  
Time for the Passing of Bills ) to



precipitate the passing thereof; but that due Consideration may be had hereafter, according to the Course of Parliaments. The Lords Spiritual and Temporal in Parliament assembled, agreed with the Report made from the Committee, and Ordered, That this Order, be entered on the Roll of the standing Orders of this House.

*Die Mercurii 9 Dec. 1702.*

XXV. ORDERED and Declared, That  
*No Clause to be annexed to a Money Bill, foreign to the Matter.* the annexing any Clause, or Clauses, to a Bill of Aid, or Supply, the Matter of which is foreign to, and different from the Matter of the said Bill of Aid, or Supply, is Unparliamentary, and tends to the Destruction of the Constitution of this Government. And  
 it



it is further Ordered, That this Order and Declaration, be added to the Roll of standing Orders.

*Die Martis 28 Junii 1715.*

ORDERED and Declared, That **XXVI.**  
for the future, no Bill shall be read *Bills not*  
twice the same Day. That no Com- *to be read*  
mittee of the whole House, proceed *twice in*  
on any Bill, the same Day the Bill *a Day,*  
is committed. That no Report be *&c.*  
received from any Committee of the  
whole House, the same Day such  
Committee goes through the Bill,  
when any Amendments are made to  
such Bill. And that no Bill be read  
the third Time, the same Day Re-  
ported from the Committee.

IT



XXVII.  
Calling  
of the  
House.

IT is to be observed, that the first or second Day the House be called, and Notice to be taken of such Lords, as either have not sent their Proxies, or are excused by His Majesty, for some Time.

XXVIII.  
Commit-  
tees of the  
whole  
House.

To have more Freedom of Speech, and that Arguments may be used (*pro & contra*) Committees are appointed sometimes for Bills, sometimes to facilitate and agree of great Business, either of the whole House, or of Particulars. Committees of the whole House sit in the Upper House, but then the Lord Chancellor sits not upon the Woolfack, as a Speaker.

EVERY



EVERY Lord is to sit in his due **XXIX.**  
 Place, when the House is put into a *Lords to sit in their due Places.*  
 Committee.

*Per Ordinem 9 Maii 1626.*

IF it shall be desired by any Lord, **XXX.**  
 That the House may be put into a *House to be put into a Committee, at any Lords desire.*  
 Committee, it ought not to be re-  
 fused.

*Per Ordinem ibidem.*

*Die Jovis 10 Junii 1714.*

ORDERED and Declared, That **XXXI.**  
 when the House shall be put into a *House not to be resumed, without consent of the Committee.*  
 Committee of the whole House, the  
 House be not resumed without the  
 unanimous Consent of the Commit-  
 tee, unless upon a Question put, by  
 the



the Lord who shall be in the Chair of such Committee.

*Ent. Per Ordinem 28 Junii 1715.*

XXXII. *Select Committee.* If they be a select Committee, they usually meet in one of the Rooms adjoyning to the Upper House, as the Lords like. Any of the Lords of the Committee, speak to the rest uncovered, but may sit still, if he please. The Committees are to be attended by such Judges, or Learned Counsel, as are appointed. They are not to sit there, or be covered, unless it be out of Favour for Infirmary; some Judges sometimes have a Stool set behind, but never covers, and the rest never sit, or cover. The Lord Chief Justice *Popham* did often attend Committees, and tho' he were  
Chief



Chief Justice, Privy Counsellor, and infirm, yet would he very hardly ever be persuaded to sit down, saying, it was his Duty to stand and attend, and desired the Lords to keep those Forms, which were their due.

HERE it is to be Observed, That XXXIII.  
 at any Committee of our own, any *All Lords*  
 Member of our House, tho' not of *may come*  
*but not*  
*Vote.*  
 the Committee, is not excluded from coming in, and speaking; but he must not Vote: as also, he shall give Place to all that are of the Committee, tho' of lower Degree, and shall sit behind them, and observe the same Order, for sitting at a Conference, with the Commons.



*Die Sabati 5 April. 1707.*

XXXIV. *Amend-  
ments to  
Bills how  
to be Re-  
ported.* ORDERED, That on all Reports made, from Committees of Amendments to Bills, for the future, the Lord that makes the Report, do explain to the House, the Effect and Coherence of each Amendment; and that, on the Clerk's second Reading of the same Amendments, the Lord on the Woolfack do the same. And this to be added to the Roll of standing Orders.

XXXV. *Messages  
from the  
Commons* FOR our Meeting with any of the Lower House, it is either upon Occasion of Messages, which they send up unto us, or upon Conference; when they come up unto us, the Manner is thus. After we have

Notice



Notice given us by our Usher, that they have sent unto us, they attend, till we have put that Business to some End wherein we are ; and then we ( sitting all covered ) send for them in, who stand all at the lowest End of the Room ; and then the Lord Chancellor (with such as please, riseth, and goeth down to the Middle of the Bar : Then the Chief of the Committee in the Midst, and the rest about him, come up to the Bar, with three Courtesies, and deliver the Message to him ; who, after he hath received it, retires himself to his former Place, and the House being cleared and settled, he Reports it to the Lords, who do help his Memory, if any thing be mistaken ; and after the Lords have taken Resolution, (if the



Business require any Answer) they are either called for in, and approaching to the Bar, with three Courtesies (as before); and the House sitting in Order, and covered (as before) The Lord Chancellor sitting upon the Woolfack covered, doth give them their Answer, in the Name of the House; or else, if the Resolution be not so speedy, we send them Word by the Usher, that they shall not need to stay for the Answer, but we will send it by some express Messengers of our own.

XXXVI-  
*Messen-  
gers to  
the Com-  
mons.*

HERE it is to be noted, that we never send to the Lower House, by any Members of our own, but either by some of the Learned Counsel, Masters of the Chancery, or such like, which



which attend us, and, in weighty Causes, some of the Judges; but the Lower House never send unto us any but of their own Body.

THE Place of our Meeting with the XXXVII. Lower House, upon Conference, is <sup>Confer-</sup> <sup>ences.</sup> usually the Painted Chamber, where they are commonly before we come, and expect our Leisure. We are to come in thither, in a whole Body, and not some Lords scattering before the rest, which both takes from the Gravity of the Lords, and besides may hinder the Lords from taking their proper Places. We are to sit there, and be covered; but they are at no Committee, or Conference, ever ei- <sup>Commons</sup> <sup>not to be</sup> <sup>covered.</sup> ther to be covered, or sit down in our Presence, unless it be some in-  
firm



firm Person, and that by Connivance, in a Corner, out of Sight, to sit, but not to be covered.

XXXVIII. *None to speak at a Conference, but the Committee.* NONE are to speak at a Conference, with the Lower House, but those that be of the Committee; and when any Thing from such Conference is Reported, all the Lords of that Committee are to stand up.

XXXIX. *No Stranger to be at a Conference, or Committee.* NO Man is to enter, at any Committee, or Conference (unless it be such as are commanded to attend) but such as are Members of the House, or the Heir Apparent of a Lord, who has a Right to succeed such Lord, or the eldest Son of any Peer, who has a Right to sit and vote in this House, upon Pain of being punished severely, with Example to others.



*Die Sabati 5 April. 1707.*

UPON Consideration of the Re- XL.  
port from the Lords Committees for *None but those who*  
Privileges, to whom it was referred, *have*  
to consider of Methods, or Orders to *Right to*  
prevent the Irregularities that often *be in the*  
happen in this House: It is Ordered, *House,*  
That for the future, none but a Lord, *when sit-*  
or Heir Apparent of a Lord, who  
has a Right to succeed such Lord in  
his Place, in this House, or such o-  
thers as have Right to attend in the  
House, as Assistants, shall be in any  
Part of the House, during the sitting  
of the House. And this to be added  
to the Roll of standing Orders.

*Die*



*Die Lunæ 24 Nov. 1707.*

XLI.

Peers el-  
dest Sons  
Privi-  
lege.

THE Earl of *Rochester* Reported, from the Lords Committees appointed to prepare an Order, pursuant to the Debate of the House, of the One and Twentieth Instant, relating to the Sons of Peers being in this House, when sitting, the Order following, which was read, and agreed to by the House, *viz.*

THAT upon Consideration of the Order of the Fifth of *April*, One Thousand Seven Hundred and Seven, and the Articles of Union; It is this Day Ordered, That the Eldest Sons of all the Peers, who have a Right  
to



to sit and vote in this House, have the same Rights and Privileges.

*Ent. per Ord. 26 Januarii 1707.*

*Die Lunæ 14 Februarii 1703.*

THE House taking Notice, that XLII. of late the Door-Keepers have frequently presumed to come within the Doors, when the House is sitting, contrary to the Rules and Orders of the House; It is this Day Ordered, That for the future, no Door-Keeper, or Door-Keepers, attending this House, do presume to come or stay within the Doors of this House, when sitting (except particularly Ordered so to do). And this to be added to the Roll of standing Orders.

*Door-keepers not to stay within the House when sitting.*



XLIII.

None  
but No-  
blemen,  
and At-  
tendants,  
to come  
into the  
Lobby,  
&c.

ORDERED, None but Noble-  
men, and the necessary Attendants of  
the House, to come into the Lobby,  
nor the little Committee Chamber.

*Per Ord. 23 Maii 1628, Post.*

XLIV.

Of Bi-  
shops.

IT would be Resolved, what Pri-  
vilege Noblemen and Peers have,  
betwixt which this Difference is to be  
Observed, That Bishops are only  
Lords of Parliament, but not Peers;  
for they are not of Tryal by Nobil-  
ity; but all Lords of Parliament ha-  
ving Privilege for their Servants, from  
Arrests, it is to be known for what  
Time before and after the Session;  
as likewise, whether it reach to Re-  
tainers.



THE Clerk is to enter no Order, XLV.  
 until the Lord-Keeper first demand *Orders to*  
 the Assent of the House. *be read*  
*before*  
*enter'd.*  
*Lib. 14 Decem. 1621, & 23 Februa-*  
*rii 1623.* And the Clerk is to read  
 every Order first in the House, be-  
 fore it be enter'd. *Vid. Lib. 20*  
*Maii 1626.*

WHEREAS this High Court of XLVI.  
*Of Fines.*  
 the Upper House of Parliament, do  
 often find Cause in their Judicature,  
 to impose Fines, amongst other Pu-  
 nishments, upon Offenders, for the  
 good Example of Justice, and to de-  
 ter others from like Offences; It is  
 Ordered and Declared, That at the  
 least once, before the End of every  
 Session, the Committees, for the Or-  
 ders of the House and Privileges of



the Lords of Parliament, do acquaint the Lords with all the Fines, that have been laid that Session, that thereupon their Lordships may use that Power, which they justly have to take off, or mitigate such Fines, either wholly or in part, according to the Measure of Penitence, or Ability, in the Offenders, or suffer all to stand, as in Equity their Lordships shall find fit.

AND that until every Session be ended, no Extreat is to be made of such Fines, set or imposed by Parliament, nor any Copy thereof to be made by the Clerk, without Special Order, upon publick Motion, in a full House.

*Per Ord. 3 Aprill. 1624.*

*For*



*For the Tryals of such Persons  
as shall be brought before the  
Lords, and come to Judica-  
ture.*

As this Court is the Highest, from XLVII.  
whence others ought to draw their *Judica-  
ture.*  
Light, so the Proceeding thereof  
should be most clear, and equal, as  
well on the one side, in finding out  
Offences, where there is just ground,  
as on the other side, in affording all  
just Means of Defence to such as  
shall be Questioned. And, therefore,  
in all Cases of Moment, the Defen-  
dants shall have Copies of all Depo-  
sitions, both *pro & contra*, after Pub-  
lication, a convenient Time before  
the Hearing, to prepare themselves.

And



*Counsel  
to be ad-  
mitted.*

And also, if the Defendants shall demand it of the House, in due Time, they shall have their Learned Counsel to assist them in their Defence, whether they be able, by Reason of Health, to Answer in Person, or not, so as they choose Counsel void of just Exception; and if such Counsel shall refuse them, they are to be assigned, as the Court shall think fit. This their Lordships do, because, in all Causes, as well Civil, as Criminal and Capital, they hold, that all lawful Helps cannot, before just Judges, make one that is guilty avoid Justice; and on the other side, God defend that an Innocent should be Condemned.

As



As for the calling a Member of <sup>XLVIII.</sup>  
 this High Court to the Bar, their <sup>Members</sup>  
 Lordships hold it fit, to be very well <sup>calling</sup>  
 weighed at what Time, and for what <sup>to the</sup>  
 Cause it shall be. <sup>Bar.</sup>

*Per Ord. 28 Maii 1624.*

THE Privilege of the House is, <sup>XLIX.</sup>  
 That no Lord of Parliament, sitting <sup>Impri-</sup>  
 the Parliament, or within the usual <sup>sonments.</sup>  
 Times of Privilege of Parliament, is  
 to be Imprisoned or Restrained, with-  
 out Sentence or Order of the House,  
 unless it be for Treason, or Felony, <sup>Treason,</sup>  
 or for refusing to give Security for <sup>&c.</sup>  
 the Peace.

*Per Ord. 18 Aprill. 1626.*

*Die*



*Die Martis 20 Januarii 1673.*

*L.  
Lords not  
to answer  
Accusati-  
ons in the  
House of  
Commons*

UPON Report made this Day,  
from the Lords Committees, appoint-  
ed to consider of the Privileges of  
the Peers of this Realm, and Orders  
and Customs of the Lords House of  
Parliament, &c. to whom was refer-  
red the examining of what hath been  
the Practice in former Times, in Cases  
of Lords desiring Leave to appear and  
answer Accusations in the House of  
Commons; That their Lordships have  
searched and perused several Prece-  
dents, and thereupon conceive, that it  
may deeply intrench into the Privi-  
leges of this House for any Lord of  
this House, to answer an Accusation  
in the House of Commons, either in  
Person, or by sending his Answer in  
Writing,



Writing, or by his Counsel there :  
Upon serious Consideration had where-  
of, and Perusal of the said Precedents  
in this House, It is Ordered, That  
for the future no Lord shall either go  
down to the House of Commons, or  
send his Answer in Writing, or ap-  
pear by Counsel, to answer any Ac-  
cusation there, upon penalty of be-  
ing committed to the Black-Rod, or  
to the Tower, during the Pleasure of  
this House. And it is further Order-  
ed, That this Order be added to the  
Roll of standing Orders of this  
House, that the Lords may the  
better take Notice of the same.



*Die Mercurii 25 Nov. 1696.*

LI. ORDERED, That no Lord of  
*No Lord this House, shall go into the House*  
*to go into of Commons, whilst the House, or*  
*the House any Committee of the whole House*  
*of Com- is sitting there, without the Leave of*  
*mons this House first had. And this to be*  
*without added to the Roll of standing Or-*  
*Leave. ders.*

*Die Martis 14 Januarii 1689.*

LII. WHEREAS this Day was ap-  
*Tryals pointed, for taking into Considera-*  
*of Peers, tion, the Report made the Tenth*  
*to be in full Par-*  
*liament.* Day of this Instant *January*, from  
 the Lords Committees for Privileges,  
 concerning the Tryals of Peers, after  
 due Consideration had thereof; It is  
 Resolved



Resolved by the Lords Spiritual and Temporal in Parliament assembled, That it is the Antient Right of the Peers of *England*, to be Tryed only in full Parliament, for any Capital Offences. And it is Ordered, That this Resolution be added to the Roll of standing Orders of this House.

*Die Veneris 17 Januarii 1689.*

IT is Declared by the Lords Spi- LIII.  
ritual and Temporal in Parliament *Declara-*  
assembled, That the Order made the *tion con-*  
Fourteenth of this Instant *January,* *cerning*  
*Appeals*  
*of Mur-*  
*ther, &c.*  
concerning the Tryal of Peers in  
Parliament, shall not be understood,  
or construed to extend to any Ap-  
peal of Murther, or other Felony, to  
be brought against any Peer or Peers.  
And it is Ordered, That this Decla-



*Standing Orders of the*

ration be entered on the Roll of standing Orders of this House.

*Die Veneris 13 Dec. 1661.*

LIV. FORASMUCH as upon Writs of *Writs of Error, returnable in this High Court Error, Prosecution not to be delayed.* of Parliament, the Plaintiffs therein often desire to delay Justice, rather than come to the Determination of the Right of the Cause; It is therefore Ordered, That the Plaintiffs, in all such Writs, after the same, and the Records be brought in, shall speedily repair to the Clerk of the Parliaments, and prosecute their Writs of Error, and satisfy the Officers of this House their Fees justly due unto them, by reason of the Prosecution of the said Writs of Error, and the Proceedings thereupon; and further, shall



shall assign their Errors within Eight Days after the bringing in of such Writs, with the Records. And if the Plaintiff make Default so to do, then the said Clerk, if the Defendant in such Writs require it, shall Record, That the Plaintiff hath not prosecuted his Writ of Error; and that the House doth therefore Award, That such Plaintiff shall lose his Writ, and that the Defendant shall go without Day, and that the Record be Remitted. And if any Plaintiff, in any Writ of Error, shall alledge a Diminution, and pray a *Certiorari*, the Clerk shall enter an Award thereof accordingly, and the Plaintiff may be-fore in *Nullo est Erratum* pleaded, sue forth the Writ of *Certiorari* in  
ordinary



ordinary Course, without special Petition, or Motion to this House for the same. And if he shall not prosecute such Writ, and procure it to be returned within Ten Days next after his Plea of Diminution, put into this House, then unless he shall shew some good Cause to this House for the enlarging of the Time for the Return of such Writ, he shall lose the Benefit of the same. And the Defendant, in the Writ of Error, may proceed, as if no such Writ of *Certiorari* were awarded.

*Ent. per Ord. 9 Dec. 1670.*

*Die Sabati 13 Julii 1678.*

LV. ORDERED, That all Persons who  
*Appeals,*  
*Time li-* shall be desirous to exhibit to this  
*mitted*  
*forbring-* House, any Petitions of Appeal from  
*ing in.* any



any Court of Equity, do present their Petitions within Fourteen Days, to be accounted from and after the first Day of every Session, or Meeting of Parliament after a Recess ; after which Time the Lords do declare they will, during every such sitting, receive no Petition of Appeal, unless upon a Decree made whilst the Parliament is actually sitting ; in which Case the Party, who shall find himself aggrieved, may bring his Petition of Appeal, provided he present it to this House, within Fourteen Days after such Decree is made and entered in any Court of Equity in *England* or *Wales*, Twenty Days in any of the Courts in *Scotland*, and Forty Days in any of the Courts of Equity in *Ireland*. And that this Order be added to the standing



standing Orders of the House of Peers, and likewise published in Print, to the End that all Persons concerned, may take Notice thereof, and observe it accordingly.

*Die Lunæ 7 Dec. 1697.*

LVI. *Question on Hearing, to be put for Rever-* ORDERED, That for the future, upon giving Judgment in any Cases of Appeals or Writs of Error in this House, The Question shall be put for Reversing, and not for Affirming. And that this Order be added to the Roll of standing Orders.

*Die Jovis 14 Februarii 1694.*

LVII. *No Petition for a Rehearing, to be read the same Day offered.* ORDERED, That no Petition, which relates to the Rehearing of any Cause, or Part of a Cause formerly Heard in this House, shall be read the same Day that it is offered, but shall lye upon the Table, and a future Day be



be appointed for Reading thereof, after Twelve of the Clock. And this Order be added to the Roll of standing Orders of this House.

*Die Jovis 3 Martii 1697.*

WHEREAS, by the Rules and LVIII. Orders of this House, for preventing *Counsel, who sign Appeals to attend at the Hearing.* the bringing of frivolous Appeals, all Appeals are to be signed by Two Counsel; It is this Day Ordered, That no Person whatsoever do presume, as Counsel, to sign any Appeal to be brought into this House, for the future, unless such Person hath been of Counsel in the same Cause, in the Courts below, or shall attend, as Counsel, at the Bar of this House, when the said Appeal shall come in to be Heard. And it is

G

further



further Ordered, That this Order shall be added to the Roll of standing Orders, and affixed on the Doors of this House, and the Courts in *Westminster-Hall*.

*Die Martis 19 April. 1698.*

LIX. THE House taking Notice, that  
*Printed Cases to be signed by Counsel.* upon Appeals and Writs of Error there has been of late several scandalous and frivolous printed Cases delivered to Lords of this House; for preventing whereof for the future, It is this Day Ordered, That no Person whatsoever do presume to deliver any printed Case, or Cases, to any Lord of this House, unless such Case, or Cases, shall be signed by one or more of the Counsel, who attended at the Hearing of the Cause in the  
 Courts



Courts below, or shall be of Counsel at the Hearing in this House. And this Order to be added to the Roll of standing Orders, and affixed on the Doors of this House, and the Courts in *Westminster-Hall*.

*Die Mercurii 22 Dec. 1703.*

UPON Consideration of the great Inconveniencies arising, by Motions and Petitions for putting off Causes, after Days have been appointed for Hearing thereof; It is Ordered, That when a Day shall be appointed for the Hearing any Cause, Appeal, or Writ of Error argued in this House, the same shall not be altered, but upon Petition; and that no Petition shall in such Case be received, unless Two Days Notice thereof be given

LX.  
*Days of  
Hearing  
not to be  
put off  
without  
two Days  
Notice.*



to the adverse Party ; of which Notice Oath shall be made at the Bar of this House. And it is further Ordered, That this Order be added to the Roll of standing Orders.

*Die Veneris 26 Januarii 1710.*

LXI. WHEREAS, by Order of the  
*Recogni- Twentieth of November One Thou-*  
*zance, on* sand Six Hundred and Eighty, it is  
*Appeals;* directed, that in all Cases, upon Ap-  
*to be en-* peals to be brought into this House,  
*tered in-* from the Courts in *Westminster-Hall*,  
*to in* the Party or Parties Appellants, shall  
*Eight* before any Answer to his or their  
*Days.* Petition, give Security to the Clerk  
of the Parliaments, by Recognizance,  
to be entered into to his Majesty in  
One Hundred Pounds, to pay such  
Costs to the Defendant or Defendants



in such Appeals, as this Court shall appoint, in case the Decree or Judgment Appealed from, shall be Affirmed by this Court. It is this Day Ordered, That in all Cases of Appeals to be brought into this House from any Court in *Westminster-Hall*, from any Court of Equity in *England* or *Wales*, from any Court in *Scotland*, or from any of the Courts of Equity in *Ireland*, the Party or Parties Appellants shall within Eight Days after such Appeal received, give Security to the Clerk of the Parliaments, by Recognizance to be enter'd into to His Majesty, of the Penalty of *Emend.* Two Hundred Pounds, conditioned *Ord. 4.* to pay such Costs to the Defendant *Martii* 1727. or Defendants in such Appeals, as this Court shall appoint, in case the Decree



cree or Judgment Appealed from, shall be Affirmed. And if the Appellant or Appellants shall neglect or refuse to give such Security within the Time aforesaid, That then the Clerk of the Parliaments shall inform the House thereof, and the Appeal from thenceforth, to be Dismissed.

*Ent. per Ord. 27 Januarii 1710.*

*Die Martis 28 Junii 1715.*

LXII. ORDERED, That on the Days  
*Causes to be called in at a Eleven a Clock.* Causes are appointed to be Heard, the Cause to be called in precisely at Eleven a Clock, and no other Business to intervene.

*Die*



*Die Sabati 13 Junii 1685.*

ORDERED, That for the future, LXIII.  
 neither His Majesty's Attorney-<sup>Attorney</sup>Gene-<sup>General</sup>  
 ral, nor any Affistants to this House, <sup>or any Af-</sup>  
 shall be allowed to be of Counsel at <sup>sistants</sup>  
 the Bar of this House, for any pri- <sup>to be</sup>  
 vate Person or Persons whatsoever. <sup>Counsel</sup>  
<sup>at the</sup>  
<sup>Bar.</sup>

And it is further Ordered, That this  
 Order be added to the Roll of stand-  
 ing Orders of this House.

*Die Sabati 5 Aprill. 1707.*

ORDERED, That if any Lord, at LXIV.  
 the Hearing of a Cause, be not on <sup>At the</sup>  
 one of the Benches, the Lord Chan- <sup>Hearing</sup>  
 cellor shall stop Proceedings, until <sup>Causes</sup>  
<sup>Lords to</sup>  
<sup>be on one</sup>  
<sup>of the</sup>  
 such <sup>Benches.</sup>



such Lord take his Place on one of the said Benches.

*Ent. per Ord. 28 Junii 1715.*

*How far it is conceived the Privilege of the Nobility doth clearly extend, concerning the Freedom of their Servants and Followers from Arrests.*

LXV. To all their Menial Servants, and those of their Family, and also those employed necessarily and properly about their Estates, as well as their Persons.

*Privileges to Lords Servants*

THIS Freedom to begin Twenty Days before the Return of the Writ of Summons, in the Beginning of every



very Session of Parliament, and to continue Twenty Days before and after every Session of Parliament, except in such Cases wherein other Provision hath been made, by an Act of Parliament passed in the Twelfth and Thirteenth Year of the Reign of his late Majesty King *William the Third*, Intituled, *An Act for preventing any Inconveniencies that may happen by Privilege of Parliament.*

ALL the Lords are to be very careful in this Point, and remember the Ground of this Privilege, which was only in respect they should not be distracted, by the Trouble of their Servants, from attending the serious Affairs of the Kingdom ; and that, therefore, they will not pervert that Privilege, to the Publick Injustice of  
H the



the Kingdom, which was given them only, that the whole Realm might, in this High Court, draw the clearer Light of Justice from them ; in which Case every one ought rather to go far within, than any way exceed the due Limits.

B E F O R E any Person be sent for, upon this Account, the Lord concerned, shall either by himself, or by his Letter, or by some Message, certify the House, upon his Honour, that the Person arrested, is within the Limits of the Privilege before expressed.

A N D for the Particulars, they must be left to the Judgment of the House, as the particular Cases shall come in Question, wherein the House  
wants



wants not all Means, as well by Oath, as without, to find out the true Nature of the Servant's Quality in his Lord's Service; and thereupon, if by the House it be adjudged contrary to the true Intent, any Member whatsoever, must not find it strange, if, in such Case, both he himself suffer Reproof, as the House shall think fit, and his Servant receive no Benefit by the Privilege, but pay the Fees: Whereas the Justice of the Kingdom must be preferred before any Personal Respect; and none to be spared, that shall offend after so fair Warning.

*Per Ord. 28 Maii 1624.*

*Emendat. 22 Junii 1715.*



*Die Mercurii 24 Martii 1696-7.*

LXVI. *Attornies and Sollicitors no-Privilege.* ORDERED, That no common Attorney or Sollicitor, tho' employed by any Peer or Lord of this House, shall be allowed Privilege of Parliament. And that this Order be entered on the Roll of standing Orders.

*Die Martis 15 Aprill. 1712.*

LXVII. *No Lord to give written Protections.* IT is this Day Ordered, That all written Protections, given by any Lord of this House, shall be, and are hereby vacated and made void. And that for the future no Lord of this House shall give any written Protection to any Person whatsoever. And this Order to be printed and published

ed



ed, and fixed on the Doors of this House, and *Westminster-Hall*.

*Ent. per Ord. 7 Maii 1712.*

*Die Jovis 23 Nov. 1693.*

IT is Resolved, and this Day Or-  
 dered, That this House will not re-  
 ceive any Petition for protecting their  
 Majesties Servants. And that this  
 Order be added to the standing Or-  
 ders of this House.

LXVIII.  
*No Peti-  
 tion to be  
 received  
 for Pro-  
 tecting  
 their  
 Majes-  
 ties Ser-  
 vants.*

ORDERED, The Goods of Pri-  
 viledged Persons taken in Execution,  
 are to be Re-delivered and Freed,  
 as well as the Persons.

LXIX.  
*Goods of  
 Privi-  
 leged  
 Persons.*

*Per Ord. 8 Maii 1628.*

OR-



LXX. ORDERED, That the Nobility of  
*Lords to*  
*Answer* of this Kingdom, and Lords of the  
*upon*  
*Honour.* Upper House of Parliament, whether  
 they be Plaintiffs or Defendants, are  
 of Antient Right to answer or be ex-  
 amined in all Courts, upon Protestation  
 of Honour only, and not upon  
 the common Oath.

*Per Ord. 6 Maii 1628.*

*Die Veneris 30 Aprill. 1675.*

LXXI. ORDERED, That no Oath shall  
*No Oath*  
*to take* be imposed by any Bill, or otherwise,  
*away the*  
*privilege* upon the Peers, with a Penalty in  
*of Peer-*  
*age.* case of Refusal to lose their Places  
 and Votes in Parliament, or Liberty  
 of Debates therein. And that this  
 Order be added to the Roll of the  
 standing Orders of this House.

*Die*



*Die Mercurii 3 Julii 1678.*

THE Lords Spiritual and Temporal in Parliament assembled, do declare, that in all Cases wherein it is necessary to examine Witnesses *in perpetuam rei memoriam*, it shall not be taken to be a Breach of Privilege of Parliament, to File a Bill against a Peer in Time of Parliament, and take out usual Process for that Purpose only. And it is Ordered that this Declaration be added to the Roll of standing Orders.

*Die Lunæ 14 Dec. 1696.*

ORDERED, That the Filing of an Original, or of any Bill in Equity, without Service of any Letter or Process

LXXII.  
Concern-  
ing exa-  
mining  
Witnes-  
ses in  
perpe-  
tuam rei  
memo-  
riam.  
  
LXXIII  
To File  
an Origi-  
nal or  
Exhibit  
a Bill no  
Breach  
of Pri-  
cess vilege.



cess thereupon, within Time of Privilege of Parliament, against any Lord of this House, shall not be taken to be a Breach of Privilege of Parliament. And that this Order be added to the Roll of standing Orders of this House.

*Die Jovis 12 Nov. 1685.*

LXXIV. THE Lord Marquess of *Hallifax*  
*Peers no* Reported, that the Lords Committees  
*privilege* for Privileges, to whom it was re-  
*as Tru-*ferred to consider, whether Privilege  
*stees:* of Peerage shall be allowed to any  
 Peer of this House, wherein he is  
 only a Trustee, have ordered him to  
 report it as the Opinion of that Com-  
 mittee, that the Privilege of Parlia-  
 ment ought not to be allowed to  
 Peers, in Cases wherein they are on-  
 ly



ly Trustees ; which Opinion the House confirmed, and ordered the same to be entered, as a standing Order of this House.

*Die Sabati 29 Aprill. 1699.*

RESOLVED and Declared, That no Peer or Lord of this House hath Privilege, whereby any Stop or Hindrance may, or can be given to the proving the Will of any Person whatsoever. And that this Order be added to the Roll of standing Orders of this House.

LXXV.  
*No Pri-  
vilege  
against  
proving  
Wills.*



*Die Martis 21 Februarii 1692.*

LXXVI.  
*Minor  
Peers,  
&c. no  
Privi-  
lege of  
Parlia-  
ment.*

ORDERED and Declared, That Privilege of Parliament shall not be allowed to Minor Peers, Noblewomen or Widows of Peers. (saving their Right of Peerage). And it is further Ordered, That if the Widow of any Peer shall be married to any Commoner, she shall not be allowed Privilege of Peerage. And that this Order be added to the Roll of standing Orders.

*Die Lunæ 27 Februarii 1698.*

LXXVII.  
*Breach  
of Privi-  
lege to  
print  
Proceed-  
ings of  
the House  
without  
Leave.*

RESOLVED, That it is a Breach of the Privilege of this House, for any Person whatsoever to print, or publish in Print, any Thing relating to



to the Proceedings of this House,  
without the Leave of this House.  
And it is Ordered, That this Resolu-  
tion be added to the standing Orders,  
and set on the Doors of this House.

*Die Jovis 11 Januarii 1699.*

ORDERED, That in case of Com-<sup>I. XXVIII</sup>  
plaint, by any Lord of this House, of <sup>Com-</sup>  
a Breach of Privilege, whereupon any <sup>plaint of</sup>  
Person shall be taken into Custody; <sup>a Breach</sup>  
for the future, if the House, upon <sup>of Pri-</sup>  
Examination of the Matter complain-  
ed of, shall judge the same to be no  
Breach of Privilege, the Lord who  
made the Complaint, shall pay the  
Fees and Expences of the Person so  
taken into Custody. And it is fur-  
ther Ordered, That no Person shall  
be taken into Custody, upon Com-



plaint of a Breach of Privilege, but upon Oath made at the Bar of this House.

LXXIX. *Proxies, no Lord to have above two.* No Lord of this House shall be capable of receiving above two Proxies, nor more to be numbred in any Cause voted.

*Per Ord. 25 Februarii 1625.*

A L L Proxies from a Spiritual Lord shall be made to a Spiritual Lord, and from a Temporal Lord to a Temporal Lord.

*Per Ordinem ibid.*

LXXX. *Proxies vacated upon Lords return.* If a Peer having Leave of the King to be absent from Parliament, gives his Proxy, and afterwards sits again in the House, his coming and sitting



sitting again in Parliament, doth determine that Proxy,

*Per Ord. 25 Aprill. 1626.*

IF a Peer having Leave to be absent, makes his Proxy and returns, he cannot make a new Proxy without new Leave.

LXXXI.  
*Proxies  
Leave of  
of the  
King to  
make.*

*Per Ordinem ibid.*

*Die Martis 11 Junii 1689.*

THE Clerk of the Parliaments, in pursuance of the Order Yesterday, shew'd several Instances, where Proxies have been used in Preliminaries to private Causes; It is Ordered, That Proxies may be used in such preliminary Cases, but not in giving Judgment. And that this Order be added to the Roll of standing Orders.

LXXXII.  
*Proxies  
not to be  
used in  
giving  
Judg-  
ment.*

*Die*



*Die Martis 15 Martii 1697.*

LXXXIII    **ORDERED**, That no Proxy, for  
*Proxies* the future, shall be made use of in  
*not to* any Judicial Cause in this House, al-  
*beused* tho' the Proceedings be by way of  
*in Judi-* Bill. And that this Order be added  
*cial Cases* to the Roll of standing Orders.  
*tho' by*  
*Bill.*

*Die Lunæ 11 Februarii 1694.*

LXXXIV    **THE** House, this Day, taking into  
*Lords to* Consideration, whether a Lord voting  
*vote for* in the Question, and having a Proxy,  
*their* is obliged to give his Vote in respect  
*Proxies* of such Proxy; It is Ordered, that a  
*if they* Lord having a Proxy, and voting in  
*vote in* the Question, such Lord ought to give  
*the Que-* a Vote for that Proxy, in case Proxies  
*stion.* be called for. And it is Ordered,  

That



That this Order be added to the  
standing Orders of this House.

*Die Sabati 20 Martii 1696.*

ORDERED, That no Proxy, en- LXXXV.  
ter'd in the Book after Prayers, shall *Proxies*  
be made use of the same Day, in *enter'd*  
any Question. And that the Clerks *after*  
give an Account thereof to the House. *Prayers,*  
*not to be*  
*used the*  
*same Day*

*Ent. per Ord. 16 Januarii 1702.*

*The*



*The Order concerning the Precedency granted to the Earl of Banbury, before divers other Lords of an antienter Creation, which is to be read at the Beginning of every Session, viz.*

LXXXVI THE Lords in this Parliament, having understood by the Lords Committees for the Privileges of the House, That they are clearly of Opinion, the Act of Parliament 31 H. 8. is most strong and plain, for the settling the Precedency of the Peers, according to their Ancientty and Times of Creation, have, upon full and deliberate Hearing, and examining the said Act in every Part, in open House, adjudged



adjudged, and do adjudge and declare the said Act of 31 H. 8. to be full and direct in the Point, to enjoyn every Peer, upon new Creation, to have Place according to the Time of his Creation and Date of his Letters Patents, and no otherwise. And every other antient Peer, to hold his Place according to his Antiquity and Creation, and no otherwise, unless it be in case of such Persons, and in such Places, as the said Act doth particularly mention. And whereas His Majesty was pleased to send a Gracious Message to this House, to let us know, “ that it was never his Intention to  
“ innovate any Thing in that Kind,  
“ or by that particular Creation, to  
“ coin any Power contrary to Law or  
“ ancient Custom, in Matter of plac-  
K “ cing



“ cing any one before the other ; but  
“ that His Majesty having resolved to  
“ confer that Dignity on that Noble  
“ Person, at the same Time with the  
“ others then advanced, he being the  
“ first in Quality of them, was, con-  
“ sequently , to have had the first  
“ Creation, but being at that Time  
“ casually forgotten, and His Majesty  
“ afterwards remembered of him, he  
“ did but assign him that Rank, which  
“ at first was intended, without the  
“ least Thought of injuring any in the  
“ present, or ever to do the like in  
“ future. As also, His Majesty de-  
“ fired this might pass for once, in  
“ this Particular, considering how old  
“ a Man this Lord is, and Childless,  
“ so that he may enjoy it during his  
“ Time, with this Assurance, That  
“ His



“ His Majesty will never more occa-  
“ sion the like Dispute, but allow  
“ Degrees to be Marshalled, according  
“ to the Statute in that Behalf.”

THE Lords do give His Majesty  
very humble and hearty Thanks for  
his Princely Care, to satisfy this House  
of his clear Intentions, and are con-  
tented (the Lords particularly interest-  
ed in the Precedency, having first gi-  
ven their Consents) that the said Earl  
may hold the same Place, as he now  
stands enter'd, for his Life only, and  
that Place of Precedency not to go  
to his Heirs, with this Provifo, that  
it shall not in the least Degree be  
brought into Example, to prejudice  
the undoubted Right of the Peers, accor-  
ding to the full Judgment pronoun-  
ced, and with this solemn Protestation,  
K 2 That



That as his Majesty hath been pleased to promise, he will never, in the future, seek to break the Precedency settled according to the Antiquity of the Creation in any sort, so the Lords will never, upon any Occasion hereafter, give way to any Precedency, though but for Life, or Temporary, in any Point impugning or contradicting this Judgment, grounded upon the aforefaid Statute, delivered upon so great and sound Deliberation and Advice, with a general Consent, which they have caused to be enter'd and inrolled, and shall be read at the Beginning of every Session, in the open House, amongst the Orders.

*Per Ord. 10 Die Aprill. 1628.*

*Die*



*Die Sabati 5 Martii 1641.*

ORDERED by the Lords in Par-<sup>Lxxxvii.</sup>  
liament, that such Lords as shall make <sup>Protes-</sup>  
Protestation, or enter their Dissents, <sup>tation,</sup>  
<sup>or Dis-</sup>  
<sup>sent.</sup>  
to any Votes of this House, as they  
have a Right to do, without asking  
Leave of the House, either with or  
without their Reasons, shall make  
their said Protestation, or give direc-  
tion to have their Dissents enter'd in-<sup>Vid. an</sup>  
to the Clerk's Book, the next sitting <sup>Order</sup>  
Day of this House, or else the said <sup>Num-</sup>  
<sup>bred</sup>  
<sup>114.</sup>  
Protestation or Dissent to be void and  
of none effect.

*Emendat. 22 Junii 1715.*

*Die*



*Die Lunæ 27 Julii 1663.*

LXXXVIII.  
*Peers by  
Descent  
not to be  
Introdu-  
ced.*

UPON Report from the Committee for Privileges, concerning the Introduction of Lords, by Descent, into the House of Peers, It is Resolved by the Lords Spiritual and Temporal in Parliament assembled, That all Peers of this Realm, by Descent, being of the Age of One and Twenty Years have Right to come and sit in the House of Peers, without any Introduction.

RESOLVED that no such Peers ought to pay any Fee, or Fees, to any Herald, upon their first coming into the House of Peers.

RE-



RESOLVED that no such Peers may, or shall be introduced into the House of Peers by any Herald, or with any Ceremony, though they shall desire the same.

RESOLVED that these Votes be entered and affixed, to the general Roll of Orders of the House of Peers, to prevent all Questions or Claims of this Kind, for the future.

*Die Martis 28 Junii 1715.*

ORDERED, That every Peer of LXXXIX  
this Realm, claiming by Vertue of *Peers*  
a Special Limitation in Remainder, *claiming*  
and not claiming by Descent, shall be *by special*  
*Limita-*  
*tion in*  
*Remain-*  
*der, to*  
*be intro-*  
*duced.*

*Die*



*Die Jovis 2 Martii 1664.*

XC.  
*Bills for  
Restitu-  
tion in  
Blood.*

UPON Report from the Lords Committees for Privileges, that in pursuance of the first Part of the Order of the Twenty-Fourth Day of February last, directed to the Committee upon the Reading of a Bill for Restoring Sir Charles Stanley in Blood the first Time; Whereas the said Bill began in the House of Commons, It appearing by the Records of Parliament, That all Bills for the Restitution in Blood, ought, before they be admitted and received in Parliament, (upon humble Petition) to have the King's Allowance for presenting the said Bills; and that then they are to be prosecuted and begun in the House of Peers. Contrary to which Privilege



lege there having been Errors committed, by reason of beginning some Bills of this Nature in the Lower House, Our late Sovereign King *James* was pleased to take Notice thereof, openly giving Admonition to both Houses, concerning one Act (namely, for Restitution of *Rowland Merrick* in Blood) That no such Act of Restitution from thenceforth, should be proceeded withal in Parliament, till the same were first allowed and signed by the King; and that then it ought to begin first in the Higher House, whereof his said Majesty did Will an Observation and Remembrance to be made: Notwithstanding which Rule, by reason of the Interruption of the Regular and Parliamentary Way of Proceedings, occasioned by the late Tumultuous Times, where-

L

by



by Sir Charles Stanley, and his Counsel, have been mistaken in the proper Way of bringing in a Bill for Restitution in Blood, in the Parliament: The Lords Spiritual and Temporal in Parliament assembled, do declare, that altho' they have been pleased to receive the said Bill, yet it is with this positive Resolution, that for the future, no such Act of Restitution shall be proceeded withal in Parliament, till the same be first allowed and signed by the King's Majesty; and that then it shall begin first in the House of Peers. And that to this Purpose the said Resolution of this House, conformable to the Orders of the 22d and 27th of May in 3 Jacobi 1606, be entered upon the Roll of the standing Orders of this House.

*Die*



*Die Jovis 23 Maii 1678.*

ORDERED, That the Lords Sub-Committees for Privileges and perusal of the Journal Book, have hereby Power given them to examine so much of the Journal Book of this House, as was left unexamined at the last Prorogation. And that for the future, the said Lords Sub-Committees are hereby impowered to meet after every Session, for examining of so much of the Journal Book, as shall be left unexamined at the Time of the ending of such Session, without any further Order.

XCI.  
*Journal  
Book,  
Commit-  
tee for  
perusing  
to meet  
after the  
Session.*

*Ent. per Ord. 9 Nov. 1685.*



*Die Mercurii 19 Martii 1678.*

XCII. *Lords to be sworn at the first sitting of the House* WHEREAS by an Act passed in the Thirteenth Year of his now Majesty's Reign, Intituled, *An Act for the more effectual preserving the King's Person and Government, by Disabling Papists from sitting in either House of Parliament*; all and every the Peers of this Realm are to take the Oaths of Allegiance and Supremacy, and make and subscribe the Declaration in the said Act contained, in such Manner as therein is directed: Now for preventing Interruption of Debates, by the late coming in of Lords to take the said Oaths and make and subscribe the said Declaration, It is Ordered, that such Peers as have not taken the said Oaths and subscribed the  
said



said Declaration, and come to the House with an Intent to do the same, are to be present for that Purpose, at the first sitting of the House. And it is further Ordered, That this Order be added to the Roll of the standing Orders of this House.

*Die Veneris 22 Maii 1685.*

ORDERED, That no Lord under **XCIII.**  
the Age of One and Twenty Years, *Lords*  
shall be permitted to sit in this House. *not to sit*  
*in Par-*  
*liament*  
And it is further Ordered, that this *before*  
*Twenty-*  
Order be added to the standing Or- *One.*  
ders of this House.

*Die*



*Die Mercurii 20 Aprill. 1698.*

**XCIV.** *Consents to private Bills to be personal.* ORDERED, That for the future it be a general Instruction to all Committees, who shall meet upon private Bills, that they take no Notice of the Consent of any Person to the passing of such Bill, unless such Person appear before them, or that there be an Affidavit of two Persons made that he or she is not able to attend, and doth consent to the said Bill.

*Notice of a Committee to be affixed on the Doors Fourteen Days before Meeting.* And that when any Committee shall be appointed on a private Bill, Notice thereof be affixed on the Doors of this House Fourteen Days before the Meeting of the said Committee. And that this Order be added to the Roll of standing Orders.



*Die*



*Die Jovis 7 Dec. 1699.*

ORDERED, That for the future **XCV.**  
 no private Bill shall be brought into *No pri-  
 vate Bill*  
 this House, until the House be in- *to be  
 brought*  
 formed of the Matters therein con- *in with-  
 out Leave*  
 tained, by Petition to this House for *upon Pe-  
 tition.*  
 Leave to bring in such Bill. And  
 that this Order be added to the Roll  
 of standing Orders.

*Die Veneris 16 Nov. 1705.*

ORDERED, That for the future **XCVI.**  
 no private Bill shall be read in this *Private  
 Bills to*  
 House, until printed Copies thereof *be print-  
 ed before*  
 be left with the Clerk of the Parlia- *read.*  
 ments, for the perusal of the Lords.  
 And that one of the said Copies shall  
 be delivered to every Person as shall  
 be



be concerned in the said Bill, before the Meeting of the Committee upon such Bill: And in case of Infancy, to be delivered to the Guardian or next Relation of full Age, not concerned in Interest, or in the passing the said Bill. And that this Order be added to the Roll of standing Orders, and printed and published, to the End all Persons concerned, may take Notice thereof.

*Die Lunæ 14 Jan. 1705.*

**XCVII.** ORDERED and Declared, That *Private Bills not to be read before Hearing of Causes* for the future, when any Cause shall be appointed to be heard in this House, no private Bill whatsoever shall be read that Day, before the Hearing of the Cause.

*Ent. per Ord. 18 Jan. 1705.*

*Die*



*Die Sabati 16 Februarii 1705.*

ORDERED, That for the future **XCVIII**  
 all Parties concerned in the Confe-<sup>*Petitions*</sup>  
 quences of any private Bill, shall sign <sup>*for pri-*</sup>  
 the Petition that desires Leave to <sup>*vate Bills*</sup>  
 bring such private Bill into this House. <sup>*to be sign-*</sup>  
<sup>*ed by all*</sup>  
<sup>*Parties*</sup>  
<sup>*concerned*</sup>

ORDERED, That when a Petiti- **XCIX.**  
 on for a private Bill shall be offered <sup>*To be re-*</sup>  
 to this House, it shall be referred to two <sup>*ferred to*</sup>  
<sup>*two*</sup>  
<sup>*Judges.*</sup>  
 of the Judges, who are forthwith to sum-  
 mon all Parties before them who may  
 be concerned in the Bill; and after  
 hearing all the Parties and perusing  
 the Bill, are to Report to the House  
 the State of the Case, and their Opi-  
 nion thereupon, under their Hands,  
 and are to sign the said Bill. The  
 same Method to be observed as to

M

private



private Bills that are brought up from the House of Commons, before the second Reading of such Bills, by sending a Copy of the said Bill, signed by the Clerk, to the Judges.

C. ORDERED, That where a Bill is brought in to Impower any Person to sell or dispose of Lands in one Place, and buy or settle Lands in another, the Committee to whom such Bill shall be referred, do take Care that the Values be fully made out, and that there be an Agreement for the Purchase; and also to take Care in the Bill, that the Purchase be effectually made and settled as desired in in such Bill.

*Committee to take care the Value of the Lands be made out.*

*Emendat. per Ord. 13 Martii 1729.*

OR-



ORDERED, That in all Cases CI.  
where Trustees shall be appointed by *Trustees*  
any private Bill, the Committee to *to appear*  
whom that Bill is referred, do take *personal-*  
*ly to ac-*  
*cept the*  
*Trust.*  
Care that the Trustees appear perso-  
nally before them, and accept the  
Trust under their Hands. And also  
that the Lord who shall be in the  
Chair of a Committee for the passing  
of any private Bill, when he makes  
his Report, shall acquaint the House  
that all the Orders of the House, in  
relation to private Bills, were duly ob-  
served in the passing the said Bill  
through the Committee.



CII. *All Orders relating to private Bills to be laid before the Committee.* ORDERED, That for the future when any private Bill shall be sent by the House of Commons, there shall be at the same Time transmitted to them, a Copy of these Orders now made, and of all other standing Orders of the House, then in force, relating to the passing of private Bills.

*Ent. per Ord. 19 Feb. 1705.*

*Die Mercurii 18 Dec. 1706.*

CIII. *Persons examined by the Judges to be first sworn at the Bar.* THE House being informed, that upon the Reference of Petitions for private Bills, to the Judges, pursuant to the standing Orders of this House, there arises some Difficulty, as to the Examination upon Oath of the Persons who are produced before them, to prove the Fact, as to the Merits of such Bills; It is Ordered, That upon  
the



the Reference of any private Bill to the Judges as aforesaid, the Judges to whom the said Bill shall be referred, shall send to this House a List or Lists of such Persons Names as are to be sworn, in relation to such Bill; and that they shall be thereupon sworn at the Bar of this House, in order to be examined by the Judges upon such Oath, in relation to the Bill before them.

*Ent. per Ord. 20 Dec. 1706.*

*Die Veneris 28 Aprill. 1699.*

ORDERED, That for the future no Motion shall be granted for making any Order of this House a standing Order, or for dispensing with a standing Order of this House the same Day it is made, nor before the House

CIV.  
No Motion to be granted for making a standing Order, or dispensing there-with the same Day made.



House shall be summoned to consider of the said Motion. And this to be added to the Roll of standing Orders.

*Die Veneris 21 Feb. 1717.*

CV. *Certificates to be given of Certioraries concerning Writs of Error.* ORDERED, That in all Cases upon Writs of Error, depending in this House, when Diminution shall be at any time alledged, and a *Certiorari* pray'd and awarded before *in Nullo est Erratum* pleaded; The Clerk of the Parliaments shall, upon Request to him made, give a Certificate that Diminution is so alledged, and a *Certiorari* pray'd and awarded thereupon. And it is further Ordered, That this Order be enter'd on the Roll of the standing Orders of this House.

*Die*



*Die Veneris 15 Jan. 1719.*

ORDERED, That when upon an CVI.  
Appeal to this House, an Order is *Peremp-*  
made for the Respondent to answer *tory*  
thereunto by a Time limited, and no *Days to*  
Answer is put in by that Time; Up- *be ap-*  
on Proof made of due Service of *pointed*  
such Order, a peremptory Day shall *for an-*  
be appointed for putting in the An- *swering*  
swer, without any further Notice to *Appeals.*  
be given to the Respondent.

*Ent. per Ord. 19 Jan. 1719.*

*Die*



*Die Martis 29 Martii 1720.*

CVII. ORDERED, That such Appeals as  
*Appeals* have been presented, during this Sef-  
*not de-* sion, to which Answers have been, or  
*termin'd,* shall be put in during this Session,  
*to be* and for Hearing whereof no Day hath  
*brought* been, or shall be appointed in this  
*on the* Session, and all such Appeals as shall  
*begin-* be presented in any subsequent Sessi-  
*ning of* on, to which Answers shall be put in  
*the next* during the same Session, and for hearing  
*Session,* whereof the Day shall be appointed;  
*or stand* If neither the Appellant or Respon-  
*dismiss'd.* dent shall apply to this House, with-  
*Emend.* in Eight Days, to be accounted from  
*per Ord. 5* and after the First Day of the next  
*Aprill.* Session, or Meeting of Parliament,  
 1734. for a Day for hearing such Appeals,  
 shall stand dismiss'd, but without Pre-  
 judice



judice to the Appellants presenting any new Appeals thereafter, as they shall be advised.

ORDERED, That such Appeals CVIII.  
as have been presented, during this *Appeals to which*  
Session, to which no Answers have *no An-*  
been, or shall be put in during this *swers are*  
Session, and all such Appeals as shall *put in, to*  
be presented in any subsequent Sessi- *stand dis-*  
on, to which no Answers shall be *miss'd,*  
put in during the same Session: If *unless*  
neither the Appellant within Eight *presented*  
Days, to be accounted from and after *the Be-*  
the First Day of the next Session, or *ginning*  
Meeting of Parliament, shall apply to *of next*  
this House to appoint a peremptory *Session.*  
Day to answer, nor the Respondent  
put in an Answer within the said  
Eight Days, such Appeals shall stand

N

dismiss'd,



dismiss'd, but without Prejudice to the Appellants presenting any new Appeals thereafter, as they shall be advised.

**CIX.** *Answers to Appeals to be endorsed, and the Times when brought in to be enter'd.* ORDERED, That when any Answer to an Appeal shall be put in for the future, The Clerk to whom it shall be deliver'd, do immediately endorse thereon the Day on which such Answer is brought in, and that the Names of the Parties Answering, and to whose Appeals such Answers are put in, be the same Day enter'd in the Journal of this House.

*Ent. per Ord. 5 Aprill. 1720.*



*Die Veneris 3 Junii 1720.*

THE House (according to Order) CX.  
 proceeded to take into Consideration *Explana-*  
 the standing Orders of the 11th of *tion and*  
*Addition*  
*to the*  
*Order*  
*concern-*  
*ing Pri-*  
*vilege a-*  
*bout ta-*  
*king Per-*  
*sons into*  
*Custody.*  
 January 1699, which requires Oath  
 of a Breach of Privilege to be made  
 at the Bar of this House, in order to  
 the taking any Person into Custody;  
 and the same being read, this Expla-  
 nation of, and Addition to the said  
 Order was made, viz. " That the  
 " same is to be understood only of  
 " Breaches of Privilege committed in  
 " Great Britain; but that Oath made  
 " by Affidavit in Writing, of a Breach  
 " of Privilege committed in Ireland,  
 " may be sufficient Ground to take  
 " into Custody the Person thereby  
 " prov'd to have been guilty of such



“ Breach of Privilege, though no

“ Oath be made thereof at the Bar of

“ this House.

ORDERED, That the said Explanation and Addition be enter'd on the Roll of standing Orders.

*Die Lunæ 19 Dec. 1720.*

**CXI.** UPON Report from the Lords  
*To prevent Disorders in the House when his Majesty is present* Committees, appointed to consider of the great Disorders that have been in this House, especially when His Majesty is present, and of proper Methods to prevent the same for the future; It is Ordered, That when His Majesty shall come publickly to this House, all the Lords shall be in their Robes, and sit in their due Places.

THAT at all such solemn Times, before His Majesty comes, all the  
 Doors



Doors of this House, and those leading thereunto, particularly to the *Emend.* Prince's Chamber, shall be kept shut, *22 Feb.* 1733. and no Person whatsoever (except the Lords and Assistants of this House, the Eldest Sons of Peers who have a Right to sit and vote in this House, and the Officers and Attendants thereunto belonging) shall be suffer'd to come within the Doors thereof, other than the Master of the Ceremonies, and such as he shall certify the Lord Great Chamberlain to be Foreign Ministers, or other Foreigners of Distinction; nor shall any Ladies or Men be permitted to come into the House at any of the Doors, unless some Lord doth move the House for such by Name; and on the First Day of a Session none but such as shall apply by Name to the Lord



Lord Great Chamberlain, or his Deputy, and be admitted by his Lordship's Directions; and that no Person whatsoever do presume to stand upon the Throne, or Steps thereof, but such as carry His Majesty's Train, who shall stand behind the Chair of State, and those that bear the *Regalia* upon the second Step of the Throne.

THAT on such Days as His Majesty shall come publickly to this House, the Painted Chamber and Lobby leading from it to the House, shall by the Care of the Gentleman Usher of the Black-Rod; the Yeoman Usher, and Door-Keepers, be kept clear from Footmen and all other Persons, (except such Gentlemen and Servants as attend the Lords with their



their Robes) and that no Person be cover'd when any Lord is there : And also that the Knight Marshal's Men appointed to attend this House, do take care to keep the Stairs and Avenues leading thereunto, free from Disturbance by Footmen or any other Persons : And further, that the Lord Great Chamberlain, his Deputy, be desir'd to take Care and give Charge to the said Gentleman Usher, Yeoman Usher, and Door-Keepers, as also to the said Knight Marshal's Men respectively, to see this Order duly observed : And that it be printed and published, and affixed on the Doors belonging to this House and *Westminster-Hall*, to the end all Persons may the better take Notice of the same.

*Ent. per Ord. 22 Dec. 1720. with*  
this



this Addition, viz. " That it  
 " be affixed on the Doors be-  
 " longing to this House and  
 " *Westminster-Hall*, the first Day  
 " of every Session of Parlia-  
 " ment.

*Die Mercurii 25 Jan. 1720.*

CXII. ORDERED, That when an Or-  
*Order of* der of the Day is appointed to be  
*the Day* read, for taking any publick Business  
*not to be* read, for taking any publick Business  
*read till* into Consideration, the Lord on the  
*the House* Woolfack do stop the reading of the  
*be clear'd* Order till the House shall be clear'd  
 of all Persons that have no Right to  
 be in the House, when sitting, if any  
 such shall be there at that Time.

*Ent. per Ord. 26 Jan. 1720.*

*Die*



*Die Mercurii 31 Jan. 1721.*

NOTICE being taken, That the CXIII. Works, Lives, and Last Wills of divers Lords of this House have been frequently printed imperfectly, and published after their Deaths, without the Direction or Consent of the Heirs, Executors, Administrators, or Trustees of such Lords; It is therefore Resolved and Declared by the Lords Spiritual and Temporal in Parliament assembled, That if after the Death of any Lord of this House, any Person presume to publish in Print his Works, or any Part of them not published in his Life-time, or his Life, or Last Will, without Consent of his Heirs, Executors, Administrators, or Trustees, the same is a Breach of Privilege of this House.

O

O R-



ORDERED, That the said Resolution and Declaration be enter'd on the Roll of the standing Orders of this House, and printed and published, and affixed on the Doors of this House, to the end all Persons that may be therein concern'd, may the better take Notice of the same.

*Die Martis 27 Feb. 1721.*

CXIV. ORDERED, That such Lords as *Protestation or Dissent.]* shall make Protestation, or enter their Dissents, to any Votes of this House, as they have a Right to do without asking Leave of the House, either with or without their Reasons, shall cause their Protestation, or Dissents, to be enter'd in the Clerk's Book, the next sitting Day of this House, before the Hour of Two a Clock, otherwise



otherwise the same shall not be enter'd, and shall sign the same before the Rising of the House the same Day.

*Ent. per Ord. 3 Martii 1721.*

*Die Veneris 6 Februarii 1723.*

ORDERED, That the Clerks and CXV.  
inferior Officers attending this House, <sup>Clerks</sup> and Offi-  
shall not be at any Time suspended, <sup>cers not</sup> to be  
or displaced from their Offices or Em- <sup>displaced</sup>  
ployments, without Leave of the <sup>without</sup> Leave.  
House.

*Ent. per Ord. 10 Feb. 1723.*

*Die Martis 25 Februarii 1723.*

THE Order of the Day being read CXVI.  
for taking into Consideration, the se- <sup>Sheriffs</sup>  
veral Lists of Certificates of written <sup>&c. not</sup>  
Protections deliver'd Yesterday at the <sup>to have</sup>  
Bar, by the Secondaries of the two <sup>any re-</sup>  
Compters in London, the Under- <sup>gard to</sup>  
<sup>written</sup> <sup>Protec-</sup>  
<sup>tions.</sup>



Sheriff of *Middlesex*, and the High-Bailiff of *Westminster*, which are enter'd in their respective Offices ; and the said Officers attending, were call'd in, and the standing Order of this House of the 15th of *April* 1712, in relation to written Protections, being read, they were severally examined as to their Knowledge of the said Order, as also touching the Manner or Method of their entering written Protections, and they were directed to withdraw, and the following Order and Declaration was made.

ORDERED and Declared, That all the said written Protections are null and void, and all other Protections, which shall be at any Time hereafter given, contrary to the said standing  
Order,



Order, shall be taken to be null and void ; and that no Sheriff, Under-Sheriff, Deputy-Sheriff, Secondary, or other Officer, whose Duty it is to issue any legal Process, or to execute the same, or cause the same to be executed, shall receive or allow, or have any Regard to make any Entry in his Office, which is or shall be signed, or pretended to be signed by any Lord of this House : But that nothing herein contained shall be understood in any sort to derogate from the Antient Privilege of the Lords of Parliament, with respect to their Menial Servants, and those of their Family, as also those employed necessarily and properly about their Estates as well as their Persons, or to expose to Arrests



rests those who are really Servants to them, as aforesaid.

*Ent. per Ord. 29 Feb. 1723.*

*Die Veneris 18 Dec. 1724.*

CXVII. ORDERED by the Lords Spiritual  
*Cases to be distri-* and Temporal in Parliament assembled,  
*buted to the Lords* That in all Causes on Appeals, or  
*two Days before* Writs of Error, appointed to be heard  
*the Hearing.* in this House, the Appellants and Respondents, the Plaintiffs and Defendants, or their respective Agents, or Solicitors, do, for the future, deliver to the Clerk of the Parliaments, or Clerk Assistant, to be distributed to the Lords of this House, the printed Cases upon such Appeals, or Writs of Error, at least two Days before the Hearing of the same; and that no other or different Cases in any such  

Causes,



Causés, be at any Time afterwards printed or delivered. And it is farther Ordered; that this Order be forthwith printed and affixed on the Doors of this House and *Westminster-Hall*, to the end all Persons therein concerned, may the better take Notice of the same.

*Ent. per Ord. 12 Jan. 1724.*

*Die Jovis 24 Martii 1725.*

ORDERED, That no Petition of CXVIII.  
Appeal, from any Decree or Sentence *Limiting*  
of any Court of Equity in *England* *the Num-*  
or *Ireland*, or of any Court in *Scot-* *ber of*  
*land*, before this Time, sign'd and in- *Years to*  
roll'd or extracted, shall be receiv'd *bring in*  
by this House after Five Years, to be *Appeals.*  
accounted from the Expiration of this  
present Session of Parliament, and the

End



End of the next Session ensuing the said Five Years : Nor shall any Petition of Appeal, from any Decree or Sentence of any of the said Courts, to be hereafter sign'd and inroll'd or extracted, be received by this House, after Five Years from the signing and inrolling or extracting of such Decree or Sentence, and the End of Fourteen Days to be accounted from and after the First Day of the Session or Meeting of Parliament, next ensuing the said Five Years, unless the Person entitled to such Appeal be within the Age of One and Twenty Years, or Covert, *Non Compos Mentis*, Imprisoned, or out of *Great Britain* or *Ireland* : In which Case, such Person shall, and may be at liberty to bring his Appeal for Reversing any  
such



such Decree or Sentence at any Time within Five Years next after his full Age, Discoverture, coming of Sound Mind, Enlargment out of Prison, or coming into *Great Britain* or *Ireland*, and Fourteen Days to be accounted from and after the First Day of the Session, or Meeting of Parliament next ensuing the said Five Years, but not afterwards, or otherwise.

*Die Sabati 2 Martii 1727.*

UPON Report from the Committee of the whole House, appointed to take into Consideration Matters relating to the Proceedings on Appeals and Writs of Error; It is Ordered, That at the Hearing of Causes for the future, one of the Counsel for the Appellants shall open the Cause, then the

CXIX.  
*How Counsel are to proceed at hearing Causes*

P Evidence



Evidence on their Side shall be read ;  
 which done, the other Counsel for the  
 Appellants may make Observations on  
 the Evidence, then one of the Counsel  
 for the Respondents shall be heard, and  
 the Evidence on their Side to be read ;  
 after which the other Counsel for the  
 Respondents shall be heard, and one  
 Counsel only for the Appellants to  
 Reply.

*Ent. per Ord. 4 Martii 1727.*

*Die Mercurii 17 Martii 1730.*

CXX. ORDERED, That no Declaration  
*What*  
*shall be a* made by any Lord of this House of  
*Waiver*  
*of Privi-* a Waiver of his Privilege, shall be  
*lege.* construed to be a Waiver of Privi-  
 lege, unless it be in Writing sign'd by  
 himself, or unless such Declaration be  
 made in Person openly in this House,

*Ent. per Ord. 22 Martii 1730.*

*Dio*



*Die Veneris 25 Feb. 1731.*

ORDERED, That all the Lords CXXI.  
 who shall come to any Committee of *Lords*  
 Privileges, shall be of that Commit- *who come*  
 tee. *to Com-*  
*mittees of*  
*Privi-*  
*lege, to*  
*be of it.*

*Ent. per Ord. 29 Feb. 1731.*

*Die Veneris 5 Aprill. 1734.*

UPON Report from the Lords CXXII.  
 Committees appointed to consider the *Appeals*  
 standing Orders of this House, in re- *to be*  
 lation to the Hearing of Appeals; It *heard in*  
 is Ordered, That all such Appeals as *course as*  
*they*  
*stand ap-*  
*pointed.*  
 have been presented, for Hearing  
 whereof Days shall be appointed du-  
 ring this Session, which shall not be  
 determin'd in this Session, and all  
 such Appeals as shall be presented,



for Hearing whereof Days shall be appointed in any subsequent Session, shall not be determin'd in the same Session, shall be heard and determin'd in the Beginning of the next Session of Parliament in the same Order and Course as they shall stand to be heard at the End of this, or any other Session, without any New Application to this House, to appoint a Day for hearing the same; And that such of the said Appeals as shall stand first, to be heard at the End of this or any other Session, shall stand to be heard upon the first *Monday* after the first Day of the next Session or Meeting of Parliament, the second upon the *Wednesday*, the third upon the *Friday* following, and from thence the rest  
in



in Course, upon every *Monday, Wednesday* and *Friday*, until they shall be all heard and determin'd. And it is further Ordered, That this Order be, and is hereby declared to be a standing Order of this House, and enter'd on the Roll; and that it be printed and published, and affixed on the Doors of this House and *Westminster-Hall*, to the end all Persons that shall be therein concern'd, may the better take Notice of the same.

*Die Veneris 28 Martii 1735.*

UPON Report from the Lords CXXIII  
Committees appointed to consider of <sup>Putting</sup> in of <sup>Answers to</sup> Appeals.  
the standing Orders of this House, in relation to the putting in of Answers to Appeals; It is order'd and declar'd, That when upon an Appeal to this House,



House, an Order hath been or shall be made for the Respondent or Respondents to answer thereto by a Time limited: If the Session of Parliament, wherein such Order hath been, or shall be made, shall determine before the Time so limited for Answering shall be expir'd, and no Answer shall be put in during the same Session, Service of such Order upon the Respondent or Respondents to such Appeal, by the Space of Five Weeks at least before the First Day of the then next Session, shall be deem'd good Service; and the Appellant may apply to this House for a peremptory Day for putting in the Answer, in case the Respondent or Respondents shall not put in his or their Answer within



within three Days, to be computed from the first Day of the next Session of Parliament : And it is further Ordered, That this Order and Declaration be enter'd on the Roll of standing Orders, and printed and published, and affixed on the Doors of this House and *Westminster-Hall*.

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within three Days, to be computed  
from the first Day of the next Session  
of Parliament: And it is further  
Ordered, That this Order and Decla-  
ration be entered on the Roll of  
standing Orders, and printed and  
published, and affixed on the Doors  
of this House and Westminster Hall.

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# T H E I N D E X.

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